S.B. Cr. Misc. Bail No. 4398/2007
(Gurvindra Singh @ Banti Vs. State of Rajasthan)

Date of order : 07.09.2007

HON'BLE MR.H.R.PANWAR,J.

Mr. J.S.Khichi for the petitioner.
Mr. Ashok Upadhyay, public prosecutor.

The petitioner who claims to be a juvenile filed the instant bail application under Section 439 Cr.P.C.

So far as a Juvenile person is concerned, he can seek bail before the Principal Magistrate, Juvenile Justice Board constituted under the provisions of Rajasthan Juvenile Justice (Care and Protection of Children) Act, 2000 (for short 'the Act' hereinafter).

In this view of the matter, the petitioner is permitted to move before the concerned Principal Magistrate, Juvenile Justice Board for bail and if the bail is not granted then that order would be appealable under Section 52 of the Act before the Sessions Judge.

The bail application is therefore, dismissed with the liberty to the petitioner to file a bail under Section 12 of the Act.

(H.R.PANWAR),J.

rp.